



February 13, 2007

SENATE BILL No. 235

DIGEST OF SB 235 (Updated February 7, 2007 11:55 am - DI 102)

Citations Affected: Noncode.

Synopsis: Teachers' retirement fund benefit. Authorizes payment in certain circumstances of the amount resulting from the inclusion of military service credit in the calculation of a member's benefit from the Indiana teachers' retirement fund.

Effective: Upon passage.

Zakas, Broden, Hume

January 11, 2007, read first time and referred to Committee on Pensions and Labor.
February 12, 2007, amended, reported favorably — Do Pass.

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SB 235—LS 6986/DI 116+



February 13, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE BILL No. 235

A BILL FOR AN ACT concerning pensions.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this
2 SECTION, "fund" refers to the Indiana state teachers' retirement
3 fund established under IC 5-10.4-2-1.

4 (b) Notwithstanding IC 5-10.4-4-8, a member of the Indiana
5 state teachers' retirement fund who received service credit in the
6 fund for the member's active military service under the conditions
7 described in subsection (c) is entitled to receive an amount equal to
8 the difference between:

9 (1) the member's monthly retirement benefit calculated with
10 the military service credit (including any cost of living
11 adjustments to the benefit); and

12 (2) the member's monthly retirement benefit calculated
13 without the military service credit (including any cost of living
14 adjustments to the benefit);

15 multiplied by the number of months in the period beginning on the
16 member's retirement date and ending on the date the member's
17 monthly retirement benefit was first paid with the inclusion of the
18 additional service credit.

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1 (c) A member is entitled to receive the amount described in
2 subsection (b) if the following conditions are met:

3 (1) The member completed military service before beginning
4 approved college teacher training.

5 (2) The member received an honorable discharge from the
6 military service.

7 (3) After December 31, 1960, and before January 1, 1965, the
8 member received a letter or other notice from the executive
9 director of the fund stating that the member was eligible to
10 receive service credit in the fund for the military service.

11 (4) The member was not otherwise eligible to claim service
12 credit in the fund for the military service.

13 (5) The member filed an application with the fund before
14 December 31, 2001, to claim the service credit, and the service
15 credit was approved by the fund.

16 (d) A member who is entitled to receive the amount described
17 in subsection (b) may elect to receive the amount in a lump sum or
18 in a series of monthly installment payments over a period not to
19 exceed sixty (60) months.

20 (e) This SECTION expires July 1, 2012.

21 SECTION 2. An emergency is declared for this act.

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SENATE MOTION

Madam President: I move that Senator Hume be added as coauthor of Senate Bill 235.

ZAKAS

SENATE MOTION

Madam President: I move that Senator Broden be added as second author of Senate Bill 235.

ZAKAS

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 235, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 9, delete "erroneously".

and when so amended that said bill do pass.

(Reference is to SB 235 as introduced.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 1.

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